AMENDMENT TO RULES COMMITTEE PRINT 118–10

OFFERED BY MS. LEE OF CALIFORNIA

At the appropriate place in subtitle A of title XVIII, insert the following:

SEC. 18. MODIFICATION TO DEFINITION OF COMMERCIAL PRODUCT.

(a) In General.—Section 103 of title 41, United States Code, is amended—

(1) by striking paragraphs (2) through (5);

(2) by redesignating paragraph (6) as paragraph (2);

(3) in paragraph (1)—

(A) in subparagraph (A), by striking “of a type”; and

(B) in subparagraph (B)—

(i) by inserting “in substantial quantities and on a competitive basis” after “general public”; and

(ii) by striking “sale, lease,” and inserting “lease”.

(b) Conforming Amendments.—Strike section 3703(c) of title 10, United States Code.
(c) Revision Relating to Prohibition on Obtaining Certified Cost or Pricing Data.—The Secretary of Defense shall revise section 215.403-1(c)(4)(B) of the Department of Defense Supplement to ensure that the report required under such section applies to waivers for any contract, subcontract, or modification expected to have a value greater than or equal to $10,000,000.